THE HON'BLE SRI JUSTICE P.S.NARAYANA

W.P.No.819 of 2007

Date:11.01.2007

Between:

S.Appa Rao and others

PETITIONERS

AND

The District Collector and others

---------RESPONDENTS

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ORDER:

The learned Government Pleader for Land Acquisition takes notice on the respondents.

This writ petition is filed seeking a Mandamus to declare the action of the respondents in forcibly evicting the petitioners from the plots, which are in their possession, without due process of law, as illegal, arbitrary and in violation of principles of natural justice and consequently direct the respondents not to interfere with their possession over the respective plots and pass suitable orders.

Several factual details are narrated in paras 2,3,4 and 5 of the affidavit filed in support of the writ petition.

The main grievance of the writ petitioners is that during the first week of January, 2007, to their shock and surprise, some people came to the properties and started taking measurements on it, without putting them on notice.

In view of the facts and circumstances explained, this Court is of the considered opinion that the writ petition be disposed of, directing the respondents not to evict the petitioners from the respective plots, which is the subject matter of the writ petition, unless and until they follow the due process of law.

The writ petition is accordingly disposed of. There shall be no order as to costs.

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11.01.2007

Note: Issue C.C. tomorrow
(B/o)
kdl